

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**BURCHICK CONSTRUCTION  
COMPANY, INC.,**

**Plaintiff,**

**v.**

**HBE CORPORATION,  
Defendant.**

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**C.A. No. 05-12 Erie**

**ORDER**

AND NOW, this 4<sup>th</sup> day of May, 2006, upon stipulation of the parties that the within matter has been settled and that all claims should be dismissed,

IT IS HEREBY ORDERED that Plaintiff's claims are DISMISSED WITH PREJUDICE and the Clerk shall mark this case as "CLOSED."

S/Susan Paradise Baxter  
SUSAN PARADISE BAXTER  
Chief U.S. Magistrate Judge